KAUAI PLANNING COMMISSION REGULAR MEETING

Tuesday, November 24, 2015

9:00 a.m. or Soon Thereafter Līhu'e Civic Center, Moikeha Building Meeting Room 2A-2B 4444 Rice Street, Lihue, Kauai, Hawai'i

AGENDA

- A. CALL TO ORDER
- B. ROLL CALL
- C. APPROVAL OF AGENDA
- D. <u>MINUTES of the meeting(s) of the Planning Commission</u> (NONE)
- E. RECEIPT OF ITEMS FOR THE RECORD
- F. HEARINGS AND PUBLIC COMMENT (Noticed hearings will not commence until 9:00 a.m. or soon thereafter.) Individuals may orally testify on items on this agenda during the Public Comment Period. Please call the Planning Department prior to the meeting or notify Commission Staff at the meeting site. Testimony shall also be accepted when the agenda item is taken up by the Commission. However if an individual has already testified during this period, additional testimony at the agenda item testimony may be allowed at the discretion of the Chair. Testifiers shall limit their testimony to three (3) minutes, but may be extended longer at the discretion of the Chair. Written testimony is also accepted. An original and twelve (12) copies of written testimony can be hand delivered to the Planning Department or submitted to Commission Staff at the meeting site.
 - 1. Continued Agency Hearing (NONE)
 - 2. New Agency Hearing (NONE)
 - 3. Continued Public Hearing (NONE)

F. HEARINGS AND PUBLIC COMMENT (Cont'd)

4. New Public Hearing (Cont'd)

- a. Zoning Amendment ZA-2016-1 to amend Chapter 10 of the Kauai County Code 1987, as amended, to allow for additional rental units to be constructed and used within the Puhi, Lihue and Hanamaulu areas to help achieve housing demands identified in the Lihue Development Plan = *County of Kauai, Planning Department.*
 - 1. Director's Report pertaining to this matter.
- b. A Bill for an Ordinance amending subsection 8-15.1(d), Kauai County Code, as amended, relating to additional dwelling unit on other than residentially zoned lands. Kauai County Council Bill 2601 (ZA-2016-2) = *Kauai County Council*.
 - 1. Director's Report pertaining to this matter.

G. <u>CONSENT CALENDAR</u>

- 1. Status Reports (None)
- 2. <u>Director's Report(s) for Project(s) Scheduled for Agency Hearing, December 8, 2015.</u>
 - a. Class IV Zoning Permit Z-IV-2016-7 and Variance Permit V-2016-1 to deviate from the requirements noted in Section 8-9.2(a) of the Kauai County Code (1987) relating to land coverage within the Open (O) zoning district, affecting a parcel located along the mauka side of Kukuna Road in Aliomanu, situated approx. 900 ft. north of its intersection with Aliomanu Road and immediately adjacent to a residence identified as 5139 Kukuna Road, Tax Map Key 4-9-005:015, and containing a total land area of 3 acres = *Marty J. Kahn Trust & Carole Ann Kahn Trust*.
 - 1. Director's Report pertaining to this matter.
 - b. Class IV Zoning Permit Z-IV-2016-6 and Use Permit U-2016-6 to operate a cabaret/night club at the Kauai Brewery location in Lihue Town, situated along the western side of Rice Street and approx. 150 ft. west of the Kalena Street/Rice Street intersection, further identified as 4265 Rice Street, Tax Map Key 3-6-009:034, and containing a total area of 5,000 sq. ft. = *Kauai Brewers LLC*.
 - 1. Director's Report pertaining to this matter.
- H. EXECUTIVE SESSION (NONE)
- I. GENERAL BUSINESS MATTERS (NONE)
- J. COMMUNICATION (For Action) (NONE)
- K. COMMITTEE REPORTS
 - **1.** <u>Subdivision</u> Subdivision Action matters listed in the Subdivision Committee Agenda (attached)
- L. <u>UNFINISHED BUSINESS (For Action)</u>

M. NEW BUSINESS

1. For Action – See Agenda F for Project Descriptions

N. <u>ANNOUNCEMENTS</u>

- 1. Topics for Future Meetings
- 2. The following scheduled Planning Commission meeting will be held at 9:00 a.m., or shortly thereafter at the Lihue Civic Center, Moikeha Building, Meeting Room 2A-2B, 4444 Rice Street, Lihue, Kauai, Hawai'i 96766 on **Tuesday, December 8, 2015.**

O. <u>ADJOURNMENT</u>

EXECUTIVE SESSION: The Commission may go into an executive session on an agenda item for one of the permitted purposes listed in Section 92-5(a) Hawaii Revised Statutes ("H.R.S."), without noticing the executive session on the agenda where the executive session was not anticipated in advance. HRS Section 92-7(a). The executive session may only be held, however, upon an affirmative vote of two-thirds of the members present, which must also be the majority of the members to which the board is entitled. HRS Section 92-4. The reason for holding the executive session shall be publicly announced.

NOTE: Special accommodations and sign language interpreters are available upon request five (5) days prior to the meeting date, to the County Planning Department, 4444 Rice Street, Lihue, Hawaii 96766. Telephone: 241-4050.

KAUA'I PLANNING COMMISSION SUBDIVISION COMMITTEE MEETING

Līhu'e Civic Center, Mo'ikeha Building Meeting Room 2A-2B 4444 Rice Street, Līhu'e, Hawai'i 96766

Tuesday, November 24, 2015, 2015, 8:30 A.M.

AGENDA

- A. <u>CALL TO ORDER</u>
- B. ROLL CALL
- C. APPROVAL OF AGENDA
- D. <u>MINUTES of the meeting(s) of the Subdivision Committee</u>
 - 1. Meeting of October 27, 2015
- E. RECEIPT OF ITEMS FOR THE RECORD
- F. HEARINGS AND PUBLIC COMMENT

Individuals may orally testify on items on this agenda during the Public Comment Period. Please call the Planning Dept. prior to the meeting or notify Commission Staff at the meeting site. Testimony may also be accepted when the agenda item is taken up by the Commission at the discretion of the Chair. Testifiers shall limit their testimony to three (3) minutes, but may be extended longer at the discretion of the Chair. Written testimony is also accepted. An original and twelve (12) copies of written testimony can be hand delivered to the Planning Dept. or submitted to Commission Staff at the meeting site.

- G. GENERAL BUSINESS MATTERS
- H. <u>UNFINISHED BUSINESS</u>
- I. NEW BUSINESS (For Action)
 - 1. Subdivision Extension Requests
 - a. Subdivision Application No. S-2011-16 (Cameron K. Burgess, et. al.)
 Proposed 4-lot Subdivision

TMK: (4) 4-1-008:013

Wailua, Kaua'i

1. Subdivision Report pertaining to this matter.

I. <u>NEW BUSINESS</u> (For Action) Continued

2. Final Subdivision Action

a. Subdivision Application No. S-2015-10 (**Kenneth C. & Timothy M. Medeiros**)

Proposed 2-lot Subdivision TMK: (4) 2-7-005:015 'Ōma'ō, Kaua'i

- 1. Subdivision Report pertaining to this matter.
- b. Subdivision Application No. S-2015-18 (Charles Baxter/Jinee Tao)

Proposed 2-lot Consolidation TMK: (4) 2-6-017:025, 026 Kukui'ula, Kaua'i

1. Subdivision Report pertaining to this matter.

J. ADJOURNMENT

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Pursuant to Section 8-27.8 (6) of the Kaua'i County Code (1987), as amended, the following shoreline setback determinations by the Director are disclosed for purposes of public notification.

November 24, 2015

SHORELINE SETBACK DETERMINATIONS

Application No.	Name of Applicant(s)	Property I.D. (Tax Map Key)	Location	Reasons
SSD-2016-35	John Hodge	5-5-001:026	Hanalei	New Single Family Residence and Fence
SSD-201636-	Waioli Surf Shack Holdings, LLC	5-5-005:027	Hanalei	New Single Family Residence
SSD-2016-37	Waioli Surf Shack Holdings, LLC	5-5-005:009, 010, 011, 012	Hanalei	Two New Single Family Residences
SSD-2016-38	Thomas LaCour	5-4-008:056	Princeville	New Single Family Residence
SSD-2016-39	Daniel Moran	5-5-010:031	Hanalei	Deck Addition
SSD-2016-40	The Beach House, Inc	2-6-005:011	Poipu	Upgrade Existing Grease Trap
SSD-2016-41	The Cliffs Club AOAO	5-4-005:039	Princeville	Photo Voltaic System